

68237

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**W. H. Bundy, Jr.,
Appellant**

vs.

**Bobby Brent Shirley,
Respondent**

**Unpublished Opinion No. 2013-UP-153
Filed April 10, 2013
Case Tracking No: 2012208007**

**Appellant's Motion For Very Brief Extension of
Time To File A Reply To Respondent's
Petition For Rehearing**

Comes Now the two Appellants Counsel and respectfully move for a very brief extension of additional five days time to file a Return To the Shirley Petition for Rehearing. The Petitioner filed a Petition for Hearing and served it by mail on April 24, 2013. The Appellants Counsel received the Petition on April 26, 2013.

The Appellants Counsel is informed and believes that under Appellate Rule 240(e) their Return to the Petition for Rehearing would be due 10 days from the date of service or on May 3, 2013. Very Respectfully, the Appellants Counsel request an additional five days of time to file a Return up to and including May 8, 2013 for the following reasons:

One of the Counsel (along with the Appellant himself) is involved in a trial today in front of the Honorable Judge Buckner and then both that counsel and the Appellant have to travel out of state the very next day for a 30(b)(6) deposition scheduled in Atlanta. The second Counsel in this case, Stephen Spitz, is right in the middle of finals week, and is giving two final exams this week, one on Wednesday and one on Friday, and is also preparing for a scheduled review in one of these two classes, and constantly has students either walking into his office this week asking questions or posting questions

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on his TWEN Westlaw teaching site, concerning the two classes he taught this semester. Under these quite unusual circumstances, if the Court should in its discretion see fit, an additional five days time is respectfully requested by Appellants Counsel, to file a Return to the Respondent's Petition for Rehearing.

Very Respectfully Submitted,

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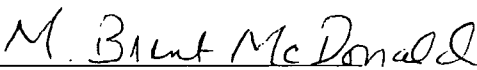
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Proof of Service

I certify that I served the Appellant's Motion For An Extension of Time to File a Return to the Petition For Rehearing and a Cover Letter by faxing copies to the South Carolina Court of Appeals at Fax Number 803-734-1839 and faxing copies of both documents to John W. Wells, Esq. at Fax Number 803-438-5090 and also depositing a copy of this Motion and the attached Cover Letter to the South Carolina Court of Appeals Post Office Box 11629 Columbia South Carolina 29211 1015 Sumter Street Columbia South Carolina via Fedex, overnight delivery, and to John W. Wells, Esq. Baxley, Pratt & Wells, P.A. Post Office Box 10, Lugoff South Carolina 29078, via U.S. Mail.


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